



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Masahiro YATAKE
Serial No.: 09/909,417 Group No.: 1714
Filed: July 19, 2001 Examiner.: Callie E. Shosho
For: SACCHARIDE-ALKYLENEOXY DERIVATIVE AND INK

Attorney Docket No.: U 013559-6

Commissioner for Patents
Washington, D.C. 20231

RECEIVED
AUG 29 2003
TC 1700

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

The Notice of Non-Compliant Amendment mailed August 19, 2003 states that the Amendment filed on July 28, 2003 failed to meet the requirements of 37 CFR 1.121, as amended on June 30, 2003. However, the effective date of the amendments

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. 1.8(a)

37 C.F.R. 1.10*

- ☒ with sufficient postage as first class mail. ☐ as "Express Mail Post Office to Address" Mailing Label No. _____ (mandatory)

TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office.

Date: August 22, 2003

Signature

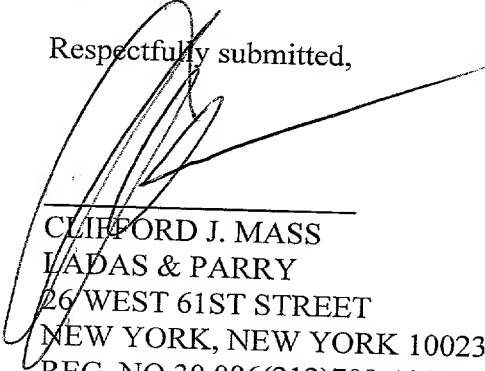
CLIFFORD J. MASS
(type or print name of person certifying)

***WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).
"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

to 37 CFR 1.121 was July 30, 2003, i.e., after the filing of the aforementioned Amendment. The Amendment complied with applicable provisions of 37 CFR 1.121 in effect as of the filing date of the Amendment.

In view of the above, it is respectfully submitted that the Notice was issued in error and should be vacated.

Respectfully submitted,



CLIFFORD J. MASS
LADAS & PARRY
26 WEST 61ST STREET
NEW YORK, NEW YORK 10023
REG. NO. 30,086(212)708-1890